



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **TSURUMI, Toru, et al.**

Group Art Unit: 1793

Serial No.: **10/533,963**

Examiner: **Ngoc Y.M. Nguyen**

Filed: **May 4, 2005**

P.T.O. Confirmation No.: **8041**

For: **INORGANIC FINE PARTICLES, INORGANIC RAW MATERIAL POWDER
AND PROCESS FOR PREPARING THE SAME**

RESPONSE TO RESTRICTION/ELECTION REQUIREMENT
DATED JUNE 12, 2008

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Date: July 11, 2008

Sir:

This is in response to the Office Action of June 12, 2008, requiring restriction between the two alleged inventions under the provisions of 35 USC § 121 and 372.

In the Action, the examiner made a restriction requirement among the following inventions:

Group I, drawn to a process for preparing inorganic fine particles (claims 4-12); and **Group II**, drawn to inorganic fine particles (claims 13-16).

Applicants hereby provisionally elect **Group I, that is, claims 4-12** for examination on the merits in this application. Applicants reserve the right to file one or more divisional applications directed to the subject matter of the non-elected claims.

Additionally, the examiner has indicated that the claims are generic to more than one species of the invention. It therefore was required that applicants elect one of the species for examination in the event the generic claims are not found to be allowable.

Applicants hereby elect the species **Zr** for the raw material liquid.

Favorable consideration of the subject application is respectfully requested.

In the event this paper is not timely filed, the undersigned hereby petitions for an appropriate extension of time. The fee for this extension may be charged to Deposit Account No. 01-2340, along with any other additional fees which may be required with respect to this response.

Respectfully submitted,
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DWH/lf

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